IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 1981 OF 2007

Bhimappa Mallappa Sajjan. ... Applicant.

V/s.

State of Maharashtra. ... Respondent.

P.G.Chavan for the applicant.

K.V.Saste, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 3rd July 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. This application is made by the accused in C.R.No.14/2006 for the offences punishable under sections 8, 21A and 22A of the Narcotic Drugs and Psychotropic Substances Act, 1985. The allegation is that the applicant was found in possession of 130 grams of brown sugar worth Rs.2,50,000/-. The Additional Sessions Judge, Karad, while rejecting bail application, in his order dated 18th November, 2006 has mentioned that it was a commercial quantity. However, the notification is brought to my notice to show that the commercial quantity so far as brown

sugar is concerned it is notified as 250 grams. Admittedly, the applicant was found in possession of 130 grams of brown sugar, which is below the commercial quantity.

3. In this view of the matter, considering the the offence, it is clear that is not punishable to life imprisonment. In the circumstances, I am inclined to grant bail to the applicant. The applicant be released on bail in the sum of Rs.25,000/- with one surety in the like amount, subject to the condition that the applicant shall report to the investigating agency, Karad City Police Station once in fortnight till conclusion of the trial.

4. Application is disposed of in terms of this order.

JUDGE